

## **REGULAR MEETING**

### **JANUARY 18, 2001**

The Ashland Board of Commissioners met in Regular Session in the Commission Chambers, City Building, Ashland, Kentucky, on Thursday, January 18, 2001, at the hour of 7:00 PM. Those present were Commissioners: Larry Brown, Kevin Gunderson, W. Russ Powell, Polly Rideout and Mayor Paul Reeves, who presided. Also present were: William H. Fisher, Jr., City Manager; Richard W. Martin, Corporation Counsel; Deborah Musser, City Clerk; Mark Osborne, Fire Chief; Tom Kelley, Chief of Police; Tony Grubb, Finance Director; Steve Corbitt, Director of Public Services; Marion Russell, Assistant Director of Public Services; Amanda Sinnette, Economic Development Director; Kathy Wages, Acting Director of Planning and Community Development; and Bruce Craft, Recreation Division.

Reflections were given by Commissioner Powell.

The Pledge of Allegiance was conducted.

### **AGENDA**

City Manager Fisher presented the agenda of January 18, 2001. Motion was made by Brown, seconded by Powell, to receive and file the agenda. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

### **MINUTES**

Motion was made by Gunderson, seconded by Powell, to dispense with the reading and approve the minutes of the Regular Meeting held on December 21, 2000. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay – none. Motion passed.

### **HEARINGS AND REPORTS**

**City Manager's Report** – City Manager Fisher informed the Commission that Amanda Sinnette, Economic Development Director, has resigned to take a similar position in Oldham County.

City Manager Fisher introduced E. B. Lowman to discuss Hillcrest and Bruce Apartments. Mr. Lowman gave the property to United Ashland Ministries in 1995. The 30 year facilities do not have showers or air conditioning. Mr. Lowman has been discussing the matter with City staff and HUD representatives. He will continue to monitor the situation and come back to the Commission when all parties reach a consensus.

**Mayor's & City Commissioners' Report** – There is a work session scheduled on January 31 at Noon for discussion of goals and objectives. Staff are to bring goals and objective list. Mayor Reeves stated he had met with Phil Eason, School Superintendent, and would schedule a joint meeting with school system members.

Consent Agenda Item (c) – Motion was made by Powell, seconded by Gunderson, to remove this item from the Consent Agenda and consider it as a separate agenda item. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay – none. Motion passed.

### **PUBLIC PARTICIPATION**

Richard Munn, representing the Commission on Human Rights, announced the address by Morris Dees on February 6, 2001 at 7:30 PM at the Paramount Arts Center. Mr. Dees is a civil rights lawyer who co-founded the Southern Poverty Law Center.

**REGULAR MEETING JANUARY 18, 2001**  
**PUBLIC PARTICIPATION CONTINUED**

Avery Wilson, 4200 Woodhaven Court, appeared before the Commission concerning trash on the streets. He stated he has seen prisoners who are used to pick up litter and trash.

John Wilson, 2813 Pleasant Avenue, had a suggestion concerning the trash problem. He stated flyers could be printed, delivered by the post office, announcing spring clean up times and used by local school teachers to address the problem with students and get them involved in the solution.

Betty Clair, 3032 Carter Avenue, asked about posting signs reminding people of the fine for littering.

**OLD BUSINESS**  
**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 7, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING PAUL R. REEVES, MAYOR, TO EXECUTE A CONTRACT WITH P B & S CHEMICAL COMPANY, INC. FOR A ONE-YEAR SUPPLY OF SULFUR DIOXIDE, LIQUID CHLORINE AND LIQUID CAUSTIC SODA AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF PUBLIC SERVICES, DIVISION OF WATER PRODUCTION.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Paul R. Reeves, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and P B & S Chemical Company, Inc., 319 First Street North, St. Albans, West Virginia, to provide a one-year supply of sulfur dioxide, liquid chlorine and liquid caustic soda in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. A copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. All ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/PAUL R. REEVES  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:	January 4, 2001
READOPTED BY THE BOARD OF COMMISSIONERS:	January 18, 2001
PUBLISHED:	

**MOTION**

Motion was made by Powell, seconded by Brown, to adopt Ordinance No. 7, 2001, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**REGULAR MEETING JANUARY 18, 2001**  
**ORDINANCE NO. 8, 2001**

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 8, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING PAUL R. REEVES, MAYOR, TO EXECUTE A CONTRACT WITH STOCKHAUSEN, INC. FOR A ONE-YEAR SUPPLY OF LIQUID POLYMER FLOCCULANT AT THE UNIT PRICE SPECIFIED IN THE BID FOR THE DEPARTMENT OF PUBLIC SERVICES, DIVISION OF WASTEWATER TREATMENT.

\*\*\*\*\*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Paul R. Reeves, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Stockhausen, Inc., 2401 Doyle Street, Greensboro, North Carolina, to provide a one-year supply of liquid polymer flocculant in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. A copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. All ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/PAUL R. REEVES  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:	January 4, 2001
READOPTED BY THE BOARD OF COMMISSIONERS:	January 18, 2001
PUBLISHED:	

**MOTION**

Motion was made by Brown, seconded by Powell, to adopt Ordinance No. 8, 2001, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 9, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING PAUL R. REEVES, MAYOR, TO EXECUTE A CONTRACT WITH DELTA CHEMICAL CORPORATION FOR A ONE-YEAR SUPPLY OF ALUMINUM SULFATE AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF PUBLIC SERVICES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

\*\*\*\*\*

**REGULAR MEETING JANUARY 18, 2001**  
**ORDINANCE NO. 9, 2001 CONTINUED**

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Paul R. Reeves, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Delta Chemical Corporation, 2601 Cannery Avenue, Baltimore, Maryland, to provide a one-year supply of aluminum sulfate in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. A copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. All ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/PAUL R. REEVES  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:	January 4, 2001
READOPTED BY THE BOARD OF COMMISSIONERS:	January 18, 2001
PUBLISHED:	

**MOTION**

Motion was made by Gunderson, seconded by Rideout, to adopt Ordinance No. 9, 2001, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 10, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING PAUL R. REEVES, MAYOR, TO EXECUTE A CONTRACT WITH CHEMICAL RESOURCES, INC. FOR A ONE-YEAR SUPPLY OF ¼" PEBBLE LIME AND POWDERED ACTIVATED CARBON AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF PUBLIC SERVICES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Paul R. Reeves, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Chemical Resources, Inc., 4569 Knopp Avenue, Louisville, Kentucky, to provide a one-year supply of ¼" pebble lime and powdered activated carbon in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. A copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. All ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

**REGULAR MEETING JANUARY 18, 2001**  
**ORDINANCE NO. 10, 2001 CONTINUED**

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/PAUL R. REEVES  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: January 4, 2001  
READOPTED BY THE BOARD OF COMMISSIONERS: January 18, 2001  
PUBLISHED:

**MOTION**

Motion was made by Rideout, seconded by Brown, to adopt Ordinance No. 10, 2001, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 11, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING PAUL R. REEVES, MAYOR, TO EXECUTE A CONTRACT WITH J & C CONTRACTING, INC. FOR THE CONCRETE IMPROVEMENT PROGRAM FOR THE CITY OF ASHLAND, DEPARTMENT OF PUBLIC SERVICES, DIVISION OF STREET MAINTENANCE AT THE PRICES SPECIFIED IN THEIR BID.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Paul R. Reeves, Mayor of the City of Ashland, Kentucky be and is hereby authorized to execute a contract between the City of Ashland, Kentucky, and J & C Contracting, Inc., HC 61, Box 730, Argillite, KY for the placement and replacement of sidewalks, curbs, gutters and other related work for the concrete improvement program for the City of Ashland, Department of Public Services, Division of Street Maintenance, in an amount not to exceed those prices specified in their bid. A true copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 3. It is hereby authorized that publication of this ordinance be in summary form.

/s/PAUL R. REEVES  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

**REGULAR MEETING JANUARY 18, 2001**  
**ORDINANCE NO. 11, 2001 CONTINUED**

ADOPTED BY THE BOARD OF COMMISSIONERS: January 4, 2001  
READOPTED BY THE BOARD OF COMMISSIONERS: January 18, 2001  
PUBLISHED:

**MOTION**

Motion was made by Rideout, seconded by Gunderson, to adopt Ordinance No. 11, 2001, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 12, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING PAUL R. REEVES, MAYOR, TO EXECUTE A CONTRACT BETWEEN THE CITY OF ASHLAND AND MORTON INTERNATIONAL, INC. FOR THE PURCHASE OF APPROXIMATELY ONE THOUSAND, FIVE HUNDRED (1,500) TONS OF TREATED ROCK SALT FOR ICE AND SNOW CONTROL IN AN AMOUNT NOT TO EXCEED \$30.50 PER TON FOR THE DEPARTMENT OF PUBLIC SERVICES, DIVISION OF STREETS.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Paul R. Reeves, Mayor of the City of Ashland, Kentucky be and is hereby authorized to execute a contract between the City of Ashland, Kentucky, and Morton International, Inc. for the purchase of approximately One Thousand, Five Hundred (1,500) tons of treated rock salt for ice and snow control in an amount not to exceed \$30.50 per ton for the Department of Public Services, Division of Streets. A copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. All ordinances of the City of Ashland and any parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/PAUL R. REEVES  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: January 4, 2001  
READOPTED BY THE BOARD OF COMMISSIONERS: January 18, 2001  
PUBLISHED:

**MOTION**

Motion was made by Brown, seconded by Gunderson, to adopt Ordinance No. 12, 2001, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**REGULAR MEETING JANUARY 18, 2001**  
**ORDINANCE NO. 13, 2001**

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 13, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY,  
AUTHORIZING AND DIRECTING PAUL R. REEVES,  
MAYOR, TO EXECUTE A CONTRACT BETWEEN THE CITY  
OF ASHLAND AND DUNCAN INDUSTRIES FOR THE  
PURCHASE OF 100 PARKING METERS FOR THE  
DEPARTMENT OF PUBLIC SERVICES.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Paul R. Reeves, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Duncan Industries, 340 Industrial Park Road, Harrison, AR, for the purchase of 100 new parking meters in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. A copy of said contract is attached hereto and made a part hereof by reference.

SECTION 2. All ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/PAUL R. REEVES  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:	January 4, 2001
READOPTED BY THE BOARD OF COMMISSIONERS:	January 18, 2001
PUBLISHED:	

**MOTION**

Motion was made by Rideout, seconded by Brown, to adopt Ordinance No. 13, 2001, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**TABLED**

**ORDINANCE NO. \_\_\_\_, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY,  
AUTHORIZING AND DIRECTING PAUL R. REEVES, MAYOR, TO  
EXECUTE A PROFESSIONAL AGREEMENT BETWEEN THE CITY  
OF ASHLAND, KENTUCKY AND QUEST ENGINEERS, INC.,  
RETAINING QUEST TO PROVIDE ENGINEERING SERVICES FOR  
THE RIVERFRONT DEVELOPMENT PROJECT WITHIN THE CITY  
OF ASHLAND, KENTUCKY.

**REGULAR MEETING JANUARY 18, 2001**  
**ORDINANCE NO. \_\_, 2001 CONTINUED**

**MOTION**

Motion was made by Powell, seconded by Gunderson, to adopt Ordinance No. \_\_\_\_, 2001, at this its first reading.

**MOTION TO TABLE**

Motion was made by Brown, seconded by Powell, to table Ordinance No. \_\_\_\_, 2001, until the work session. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**CONSENT AGENDA**

**RESOLUTION NO. 2, 2001**

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING, AUTHORIZING AND APPROVING THE COURSE OF ACTION RECOMMENDED BY THE CITY MANAGER ON THE ITEMS APPEARING ON THE CONSENT AGENDA FOR THE REGULAR MEETING OF THE BOARD OF CITY COMMISSIONERS OF **JANUARY 18, 2001**.

\* \* \* \* \*

BE IT RSOLVED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. The Board of City Commissioners hereby adopts, authorizes and approves the action recommended by the City Manager on each item appearing on the "Consent Agenda" for the meeting of **January 18, 2001**. Attached hereto and incorporated herein, as if set out in full, is a copy of the "Consent Agenda" hereby adopted, authorized and approved.

SECTION 2. This resolution shall be in full force and effect from and after its adoption, as required by law.

/s/PAUL R. REEVES  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: January 18, 2001

**MOTION:**

Motion was made by Brown, seconded by Powell, to adopt Resolution No. 2, 2001. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.



**REGULAR MEETING JANUARY 18, 2001**  
**ORDINANCE NO. \_\_\_\_\_, 2001**

**NEW BUSINESS**  
**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_\_, 2001**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 DATED NOVEMBER 14, 2000, BETWEEN THE CITY OF ASHLAND, KENTUCKY AND MICRO-COMM, INC. FOR A CONTRACT DATED SEPTEMBER 27, 2000 REGARDING THE WATER DISTRIBUTION TELEMETRY SYSTEM PROJECT.

**MOTION**

Motion was made by Gunderson, seconded by Rideout, to adopt Ordinance No. \_\_\_\_\_, 2001, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**ANNEXATION WAIVERS**

Motion was made by Powell, seconded by Brown, authorizing City staff to prepare the necessary paperwork to rescind Resolution No. 86, 1992. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**DISCUSSION ITEMS**

**Request for limited use of public right-of-way at 2432 Carter Avenue by Perry J. Madden** – Motion was made by Brown, seconded by Gunderson, authorizing City staff to prepare an ordinance stating that the sign is to be placed 10' from the curb. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**Sign ordinance appeal by Chuck D. Charles, Summer Motion Inc., at 1539 Greenup Avenue and 1212 Bath Avenue** – Motion was made by Powell, seconded by Brown, granting said appeal. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

**APPOINTMENTS**

Motion was made by Brown, seconded by Powell, approving the Mayor's appointments as follows:

Appeals Board of Electricians – Fire Chief Mark Osborne – Fill unexpired term beginning 1/18/2001 and expiring 2/18/2002

Regional Public Safety Communication Center's Finance Board – Commissioner Kevin Gunderson retroactive to 01/01/2001 and expiring 01/01/2002

Upon roll call, voting aye were Commissioners Brown, Powell, Rideout and Mayor Reeves. Nay – none. Abstain – Commissioner Gunderson. Motion passed.

**REGULAR MEETING JANUARY 18, 2001**  
**RECESS**

**RECESS**

Mayor Reeves declared the meeting recessed at 8:00 PM until Noon on January 31, 2001.

---

PAUL R. REEVES, MAYOR

ATTEST:

---

DEBORAH MUSSER  
CITY CLERK